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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/689,287	10/20/2003	James R. McDonald	MCDZ 2 00001	3155
27885	7590	01/18/2006		
FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP 1100 SUPERIOR AVENUE, SEVENTH FLOOR CLEVELAND, OH 44114			EXAMINER BLAU, STEPHEN LUTHER	
			ART UNIT	PAPER NUMBER

3711

DATE MAILED: 01/18/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

***Information Disclosure Statement***

1. The examiner failed to consider the information disclosure dated 24 August 2004. As such this letter is being generated.

2. The information disclosure statement filed 24 August 2004 fails to comply with 37 CFR 1.98(a)(2), which requires a legible copy of each cited foreign patent document; each non-patent literature publication or that portion which caused it to be listed; and all other information or that portion which caused it to be listed. The examiner was unable to find the PCT document WO 02/094388 dated 28 November 2002 in the case. It has been placed in the application file, but the information therein for this reference PCT document WO 02/094388 has not been considered. The signed information disclosure is attached as enclosure (1).

***Conclusion***

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen L. Blau whose telephone number is (571) 272-4406. The examiner can normally be reached on Mon - Fri 10:00 AM - 6:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eugene Kim can be reached on (571) 272-4463. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3711

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SLB/ 9 January 2006



**STEPHEN BLAU**  
**PRIMARY EXAMINER**